

35. (amended) A multiple emulsion comprising the emulsion of claim 9.

42. (amended) A multiple emulsion prepared by combining a water-in-oil emulsion with the emulsion of claim 19, and mixing to substantial homogeneity.

Please add the following claim:

44. The emulsion of claim 34 that comprises no greater than 1% of traditional emulsifier.

#### REMARKS

Claims 1-6, 10-16, 31-33, 38 and 43 remain rejected under 35 USC 102 or 103. The office action indicates, however, that claims 7-9, 17, 18, 34-37 and 39-42 would be allowable if rewritten as independent claims incorporating the subject matter of the rejected base claim and any intervening claim. Further, claims 19-30 have been allowed. In order to advance the prosecution of the application, Applicants have amended claims 7, 9, 17, 18, 34, and 35 to either incorporate the subject matter of the base claim and intervening claims. With respect to claim 36, 37, 40 and 21, it is believed that no amendment to these claims is necessary, as each depends ultimately from an allowed claim, and with the amendment of claims 34 and 35, claims 39 and 40 each now depends from an allowable claim. Claim 42 has been amended to depend from allowed claim 19 rather than claim 1. Newly added claim 44 is dependent on amended claim 34, which should now be allowable. These amendments should not be construed as an acknowledgement of the correctness of the rejection, and Applicants reserve the right to file one or more continuations to cover any cancelled subject matter.

#### CONCLUSION

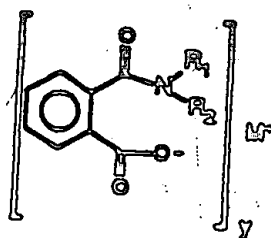
The present claims are believed to be in condition for allowance, and prompt issuance of a Notice of Allowance is respectfully solicited. The Examiner is encouraged to contact the undersigned by telephone if it is believed that discussion will resolve any outstanding issues.

Respectfully submitted,

Karen A. Lowney, Reg. No. 31,274  
Estée Lauder Companies  
125 Pinelawn Road  
Melville, NY 11747  
(631)531-1191

Claims marked to show changes

7(twice amended). [The emulsion of claim 1] A water-thin emulsion comprising a non-phospholipid, non-ethoxylated pseudoemulsifier system, the system having a chemical composition with at least one hydrophobic moiety and at least one polar moiety, the size, shape and/or planar arrangement of the hydrophobic and polar moieties being asymmetrical with respect to each other, in which the pseudoemulsifier is a 2-amidocarbonyl-benzoic acid compound having the formula (I)



wherein  $R_1$  and  $R_2$  are independently H or  $(CH_2)_nCH_3$ , wherein  $n=8-22$ , provided that at least one of  $R_1$  and  $R_2$  is H, wherein  $M^+$  is a cation selected from the group consisting of H, Na, K,  $NH_4$ , basic amino acids, Ba, Ca, Mg, Al, Ti, and Zr, and  $y$  is an integer of a value satisfying the valency of  $M^+$ .

9(amended). [The emulsion of claim 1] A water-thin emulsion comprising a non-phospholipid, non-ethoxylated pseudoemulsifier system, the system having a chemical composition with at least one hydrophobic moiety and at least one polar moiety, the size, shape and/or planar arrangement of the hydrophobic and polar moieties being asymmetrical with respect to each other, in which the pseudoemulsifier is surfactin.

17(amended). [The emulsion of claim 3] A water-thin emulsion comprising a non-phospholipid, nonethoxylated pseudoemulsifier system, the system comprising at least two hydrophobic moieties, at least two polar moieties, or at least two of both hydrophobic and polar moieties, in which the system comprises xanthan, polyglucosaminan, a high HLB emulsifier, and a low HLB emulsifier.

18 (amended) [The emulsion of claim 13] A water-thin emulsion comprising a non-phospholipid,

nonethoxylated pseudoemulsifier system, the system comprising at least two hydrophobic moieties, at least two polar moieties, or at least two of both hydrophobic and polar moieties, in which the system comprises at least one compound selected from the group consisting of glycerol esters, sucrose esters, and a sucrose or a glucose ester, and in which the system comprises xanthan, polyglucomannan, a high HLB emulsifier, and a low HLB emulsifier.

[27]28. (amended) The emulsion of claim 27 in which at least one of the compounds comprises a long, straight-chain hydrocarbon moiety.

34. (amended) A multiple emulsion comprising the emulsion of claim [1]7.

35. (amended) A multiple emulsion comprising the emulsion of claim [6]9.

42. (amended) A multiple emulsion prepared by combining a water-in-oil emulsion with the emulsion of claim [1]19, and mixing to substantial homogeneity.

Please add the following claim:

44. The emulsion of claim 34 that comprises no greater than 1% of traditional emulsifier.